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TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED / ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371		ATTORNEY'S DOCKET NUMBER D676651150 10/049636
INTERNATIONAL APPLICATION NO PCT/IB00/01149	INTERNATIONAL FILING DATE 23 August 2000	PRIORITY DATE CLAIMED 23 August 1999
TITLE OF INVENTION A DEVICE FOR INHIBITING USE OF NON-PROPRIETARY CONSUMABLES		
APPLICANT(S) FOR DO/EO/US Simon Peter CLARK		

Applicant herein submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information.

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☒ This express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).
4. ☒ A proper Demand for Internatl. Preliminary Examination was made by the 19th month from earliest claimed priority date.
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. ☒ is transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☒ has been transmitted by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US)
6. ☐ A translation of the International Application into English (35 U.S.C. 371(c)(2)).
7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - a. ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☐ have been transmitted by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☒ have not been made and will not be made.
8. ☐ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☐ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☐ A translation of the annexes to the Internatl. Preliminary Examination report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11. to 16. below concern other document(s) or information included:

11. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☐ An assignment document for recording. A separate cover sheet compliance with 37 CFR 3.28 and 3.31 is included.
13. ☒ A **FIRST** preliminary amendment.
☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
14. ☐ A substitute specification.
15. ☐ A change of power of attorney and/or address letter.
16. ☒ Other items or information:

International Search Report – Australian Patent Office
 First Page of Publication
 International Preliminary Examination Report – With Annexes

US APPLICATION NO (If known, see 37 CFR 1.5) <div style="font-size: 24pt; font-weight: bold;">10/049636</div>		INTERNATIONAL APPLICATION NO PCT/IB00/01149		ATTORNEY'S DOCKET NUMBER P67665US0	
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17. <input checked="" type="checkbox"/> The following fees are submitted: Basic National Fee (37 CFR 1.492(a)(1)-(5)): Internatl. prelim. examination fee paid to USPTO (37 CFR 1.492 (a) (1)) .. \$710.00 No international preliminary examination fee paid to USPTO (37 CFR 1.492 (a) (2)) but international search fee paid to USPTO (37 CFR 1.445(a)(2)) .. \$740.00 Neither international preliminary examination fee (37 CFR 1.492 (a) (3)) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO) \$1040.00 International preliminary examination fee paid to USPTO (37 CFR 1.492 (a) (4)) and all claims satisfied provisions of PCT Article 33(2)-(4) \$100.00 Search Report prepared by the EPO or JPO (37 CFR 1.492 (a) (5)) \$890.00 <div style="text-align: right;">ENTER APPROPRIATE BASIC FEE AMOUNT =</div>				CALCULATIONS		PTO USE ONLY	
				<div style="text-align: right;">\$ 1040.00</div>			

Surcharge of \$130.00 for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input checked="" type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(e)).				\$ 130.00			
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Claims	Number Filed	Number Extra	Rate		
Total Claims	12 - 20 =	-0-	x \$18.00	\$	
Independent Claims	3 - 3 =	-0-	x \$84.00	\$	
Multiple Dependent Claim(s) (if applicable)			+ \$280.00	\$	
TOTAL OF ABOVE CALCULATIONS =				\$ 1170.00	

Reduction by 1/2 for filing by small entity , if applicable. Verified Small Entity statement must also be filed. (Note 37 CFR 1.9, 1.27, 1.28).				\$			
SUBTOTAL =				\$ 1170.00			

Processing fee of \$130 for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(f))				\$			
TOTAL NATIONAL FEE =				\$ 1170.00			

Fee of \$40.00 for recording the enclosed assignment (37 CFR 1.21(h)). Assignment must be accompanied by appropriate cover sheet (37 CFR 3.28, 3.31).				\$			
TOTAL FEES ENCLOSED =				\$ 1170.00			

				Amt. to be refunded:		\$	
				Amt. charged:		\$	

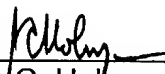
a. ☒ A check in the amount of \$ 1170.00 to cover the above fees is enclosed.

b. ☐ Please charge my Deposit Account No. 06-1358 in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed.

c. ☒ The Commissioner is hereby authorized to charge my account any additional fees set forth in §1.492 during the pendency of this application, or credit any overpayment to Deposit Account No. 06-1358. A duplicate copy of this sheet is enclosed.

SEND ALL CORRESPONDENCE TO:

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By 
 John C. Holman
 Reg. No. 22,769

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Simon Peter CLARK
Serial No.: New
Filing Date: February 25, 2002
For: A DEVICE FOR INHIBITING USE OF
NON-PROPRIETARY CONSUMABLES

PRELIMINARY AMENDMENT

Assistant Commissioner of Patents
Washington, D.C. 20231

Sir:

Prior to initial examination, please amend the above-identified application as follows:

IN THE SPECIFICATION

Please insert the following sentence on line 1, immediately following the title:

--This is a nationalization of PCT/IB00/01149, filed August 28, 2000, and published in English.--

IN THE CLAIMS

Please cancel amended claims 1-15 without prejudice or disclaimer.

Please add new claims 16-27 as found on the following three pages.

CLAIMS:

16. An apparatus for preventing use of unauthorised disposable or consumable components and allowing use of authorised disposable or consumable components in conjunction with scientific apparatus comprising:

identification means associated with said authorised disposable or consumables,
sensing means associated with said scientific apparatus, and

control means which inhibits the operation of said scientific apparatus unless said sensing means detects said identification means, said control means including storage means programmed with a stored program, and either said identification means or said control means includes one or more registers, said program when executed causes said control means to carry out the steps of:

- 1) establishing communication between said control means and said identification means and if this is not successfully completed, halting the program and returning a negative result;
- 2) interrogating one or more registers in said identification means or said control means and using the information contained therein to determine whether the component said identification means is associated with, is in an acceptable state for use with said scientific apparatus and if not, halting the program and returning a negative result;
- 3) otherwise halting the program and returning a positive result.

17. An apparatus as claimed in claim 16 wherein said program is executed every time said scientific apparatus is operated and wherein said control means will inhibit the operation of said scientific apparatus unless a positive result is returned from said program.

18. An apparatus as claimed in claim 16 wherein one or more said registers at least store information on the number or length of usage of said component.

19. An apparatus as claimed in claim 16 wherein said identifier means comprises an interrogatable radio frequency identification device.

5 20. An apparatus as claimed in claim 16 wherein said scientific apparatus comprises a chemical analyser and said disposable or consumable components comprise at least one reagent.

10 21. An apparatus as claimed in claim 16 wherein said scientific apparatus comprises a medical laser system and said disposable components comprise optical fibres.

15 22. An apparatus as claimed in claim 16 wherein said scientific apparatus comprise intra vascular diagnostic equipment adapted for internal diagnosis and treatment of a patient, and said disposable or consumable components comprise catheter means which in use conveys a portion of said vascular diagnostic equipment into the vascular cavity of said patient.

20 23. An apparatus as claimed in claim 16 wherein said scientific apparatus comprise tissue processing equipment including slide means adapted to support said tissue in use and said disposable or consumable components comprise fixative fluids or solvents which in use fix the said tissue to said slide.

25 24. An apparatus as claimed in claim 16 wherein said scientific apparatus comprise tissue analysing equipment including slide means adapted to support said tissue in use and said disposable or consumable components comprise slide staining means which are adapted to in use stain the said tissue.

30 25. An apparatus as claimed in claim 16 wherein said scientific apparatus comprise haemodialysing equipment adapted to filter the blood of a patient and said disposable or consumable components comprise a dialysis unit including a

filter which in use removes waste products from said patient's blood which is circulated by said haemodialysing equipment.

26. A chemical analyser comprising:

a reagent dispenser including a reagent vial,
identification means associated with said reagent vial,
sensing means associated with said chemical analyser, and
control means which inhibits the operation of said chemical analyser unless said
sensing means detects said identification means.

27. A medical laser system for treating a patient comprising:

laser generating means,
optical means for conveying said laser from said laser generating means to said
patient,

identification means associated with said optical means,
sensing means associated with said medical laser system,
control means which inhibits the operation of said medical laser system unless
said sensing means detects said identification means.

REMARKS

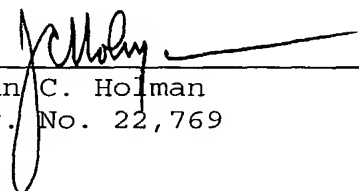
The foregoing Preliminary Amendment is requested in order to delete the multiple dependent claims and avoid paying the multiple dependent claims fee.

Early action on the merits is respectfully requested.

Respectfully submitted,

JACOBSON HOLMAN PLLC

By


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Atty. Docket: P67665US0
Date: February 25, 2002
JCH:jrc

"A DEVICE FOR INHIBITING USE OF NON-PROPRIETARY CONSUMABLES"
TECHNICAL FIELD

This invention relates to the use of an article identifier, particularly though not solely, for inhibiting the use of non proprietary consumables.

5 **BACKGROUND ART**

In the scientific field there are a number of applications where manufacturers initially sell scientific equipment on the basis that they will subsequently continue to sell consumables in relation to and for use with that equipment. However there are a number of instances where other parties have subsequently entered the market and produced a variant on the proprietary consumables. This raises a number of issues for which it may be desirable that the proprietor be able to inhibit the use of any such unauthorised consumables.

Generally, the proprietor has no control over the quality of any of the consumables sold by its competitors. Thus in particularly critical applications such as medical equipment or chemical analysers where quality assurance of the entire system is critical, the use of non proprietary consumables may reduce the level of confidence in quality, and possibly even safety, of the equipment used. Therefore from the proprietor's perspective it would be desirable that the integrity of the equipment is preserved and to this end that the use of non proprietary consumables be inhibited.

20 **DISCLOSURE OF THE INVENTION**

It is an object of the present invention to provide an article identifier which goes some way towards meeting the above-mentioned desideratum or which will at least provide the public with a useful choice.

In a first aspect the present invention may be broadly said to consist in an apparatus for preventing use of unauthorised disposable or consumable components and allowing use of authorised disposable or consumable components in conjunction with scientific apparatus comprising:

identification means associated with said authorised disposable or consumables,
sensing means associated with said scientific apparatus, and
30 control means which inhibits the operation of said scientific apparatus unless said sensing means detects said identification means.

Preferably said control means includes a processor programmed with a stored program and either said identification means or said control means includes one or more registers, said program when executed on said processor causes said control means to carry out the steps of:

- 5 1) establishing communication between said control means and said identification means and if this is not successfully completed, halting the program and returning a negative result;
- 2) interrogating one or more registers in said identification means or said control means and using the information contained therein to predict
10 whether the component said identification means is associated with, is in an acceptable state for use with said scientific apparatus and if not, halting the program and returning a negative result;
- 3) halting the program and returning a positive result.

15 Preferably said program is executed every time said scientific apparatus is operated and wherein said control means will inhibit the operation of said scientific apparatus unless a positive result is returned from said program.

Preferably said identifier means comprises an interrogatable radio frequency identification device.

20 Preferably said scientific apparatus comprises a chemical analyser and said disposable or consumable components comprise at least one reagent.

Alternatively said medical or analytical apparatus comprises a medical laser system and said disposable components comprise optical fibres.

25 In a further alternative said scientific apparatus comprise intra vascular diagnostic equipment adapted for internal diagnosis and treatment of a patient, and said disposable or consumable components comprise catheter means which in use conveys a portion of said vascular diagnostic equipment into the vascular cavity of said patient.

30 In a further alternative said scientific apparatus comprise tissue processing equipment including slide means adapted to support said tissue in use and said disposable or consumable components comprise fixative fluids or solvents which in use fix the said tissue to said slide.

In a further alternative said scientific apparatus comprise tissue analysing equipment including slide means adapted to support said tissue in use and said disposable or consumable components comprise slide staining means which are adapted to in use stain the said tissue.

5 In a further alternative said scientific apparatus comprise haemodialysing equipment adapted to filter the blood of a patient and said disposable or consumable components comprise a dialysis unit including a filter which in use removes waste products from said patient's blood which is circulated by said haemodialysing equipment.

10 In a second aspect the present invention may be broadly said to consist in a chemical analyser comprising:

a reagent dispenser including a reagent vial,
identification means associated with said reagent vial,
sensing means associated with said chemical analyser, and

15 control means which inhibits the operation of said chemical analyser unless said sensing means detects said identification means.

In a third aspect the present invention may be broadly said to consist in a medical laser system for treating a patient comprising:

laser generating means,
20 optical means for conveying said laser from said laser generating means to said patient,
identification means associated with said optical means,
sensing means associated with said medical laser system,

25 control means which inhibits the operation of said medical laser system unless said sensing means detects said identification means.

In a fourth aspect, the present invention may be broadly said to consist in an apparatus for preventing use of unauthorised disposable or consumable components and allowing use of authorised disposable or consumable components in conjunction with scientific apparatus comprising:

30 identification means associated with said authorised disposable or consumables,

sensing means associated with said scientific apparatus, and
control means programmed with stored instructions comprising the steps of:

- 1) establishing communication between said control means and said
identification means and if this is not successfully completed, inhibiting
the operation at said scientific apparatus and halting.
- 2) predict whether the component said identification means is associated
with, is in an acceptable state for use with said scientific apparatus based
on information stored in either said identification means or said control
means and if not, inhibiting the operation of said scientific equipment
and halting.
- 3) permitting the operation of said scientific equipment.

Preferably said identifier means comprises an interrogatable radio frequency
identification device.

Preferably said scientific apparatus comprises a chemical analyser and said
disposable or consumable components comprise at least one reagent.

Alternatively said medical or analytical apparatus comprises a medical laser
system and said disposable components comprise optical fibres.

In a further alternative said scientific apparatus comprise intra vascular
diagnostic equipment adapted for internal diagnosis and treatment of a patient, and said
disposable or consumable components comprise catheter means which in use conveys
a portion of said vascular diagnostic equipment into the vascular cavity of said patient.

In a further alternative said scientific apparatus comprise tissue processing
equipment including slide means adapted to support said tissue in use and said
disposable or consumable components comprise fixative fluids or solvents which in use
fix the said tissue to said slide.

In a further alternative said scientific apparatus comprise tissue analysing
equipment including slide means adapted to support said tissue in use and said
disposable or consumable components comprise slide staining means which are adapted
to in use stain the said tissue.

In a further alternative said scientific apparatus comprise haemodialysing equipment adapted to filter the blood of a patient and said disposable or consumable components comprise a dialysis unit including a filter which in use removes waste products from said patient's blood which is circulated by said haemodialysing equipment.

To those skilled in the art to which the invention relates, many changes in construction and widely differing embodiments and applications of the invention will suggest themselves without departing from the scope of the invention as defined in the appended claims. The disclosures and the descriptions herein are purely illustrative and are not intended to be in any sense limiting.

The invention consists in the foregoing and also envisages constructions of which the following gives examples.

BRIEF DESCRIPTION OF DRAWINGS

One preferred form of the present invention will now be described with reference to the accompanying drawings in which;

Figure 1 is a block diagram of the present invention according to the first preferred embodiment,

Figure 2 is a flow diagram of the control strategy according to the present invention,

Figure 3 is a block diagram of the electronic apparatus according to the present invention, and

Figure 4 is a block diagram of the present invention according to the second preferred embodiment.

MODES FOR CARRYING OUT THE INVENTION

The present invention provides a means for controlling the use of consumable or disposable components for use with scientific equipment. In the preferred embodiment the present invention will prohibit operation of the scientific equipment where the consumable or disposable components are not authorised and therefore do not include an electronic identifier. This system has flexibility in that where such components may be used several times before being discarded, the electronic identifier

can keep track of how many times each component has been used and when depleted it will bar operation of the device until the component in question is replaced with a new authorised component.

One application where the present invention is of particular advantage is
5 chemical analysers which use a consumable chemical reagent each time particular substance is tested for the presence or absence of a particular chemical. A chemical analyser such as would be appropriate for use with the present invention is shown in Figure 1 . It is seen that the analyser 110 comprises a number of generic components including the reagent dispenser 112, a carousel 114, test vessels 116 and a testing and
10 analysis stage 118. The reagent dispenser 112 includes a removable vial 120 which is filled with bulk reagent 122.

In the preferred embodiment of the present invention the vial 120 includes an electronic identifier 124 integrated into the neck 126. It will be appreciated however that the electronic identifier 124 could be located anywhere in association with the vial
15 112 and in fact could be of the form of a smart card type device independent of the vial which is recharged when the reagent vial is refilled from a authorised stockist.

Control Methodology

Whatever the application, the interrogation of the identifier to complete the authorisation process will follow an essentially generic path. Figure 2 illustrates this
20 process in the form of a flow diagram. Whenever the apparatus in question starts up the authorisation algorithm runs through and if successful then the operation of the apparatus proceeds.

The first step is the application of the RF field 150 to initiate communications with the identifier. It will be appreciated that the content of this first step is dependent
25 on the method of identification that is used. The RF field is applied for a set period 152 waiting for a response from the identifier. If one is not received within this period, the algorithm halts 154 with a negative result. If communication is established, the first register in the identifier is interrogated 156. This contains a date value relating to the device's "use by" date. If the "use by" date has passed, the device is deemed expired,
30 and the algorithm halts 158 with a negative result. If not, the second register is

interrogated 160, which contains information on the remaining use allowed for the device. If no use remains the device is deemed depleted and the algorithm halts 162 with a negative result. If there is remaining use, the use counter is decremented by one or more units 164, and the algorithm halts with a positive result 166.

5 It will be appreciated that the operation of the apparatus is conditional on the return of a positive result from the authorisation algorithm. Further where there is a negative result specific error codes could be returned allowing messages to be displayed to the user informing them of the problem and possible solutions.

Component Identifier

10 In the preferred embodiment of the present invention the identifier is in the form of a electronic radio frequency identification (RFID) interrogatable device. RFIDs use wireless communication to transmit and receive data from a transceiver to a transponder and where the transponder itself may only be readable or read writable where instructions are to be passed in both directions. Referring now to Figure 3 the
15 transceiver 170, including an antenna 172 or a coil, is a preferred embodiment of the present invention integrated with the chemical analyser in closer proximity to where the reagent vial is situated. The transceiver 170 is controlled by either a separate microcontroller 174 specifically for the authorisation process or where the analyser has its own micro controller it can be controlled by that. However the transceiver is
20 controlled, there will still need to be some form of data link 176 to allow the overall operation of the analyser to be inhibited if the authorisation process is not correctly completed.

The transponder 178 or RF tag as they are sometimes known will be located somewhere on the reagent vial 180 as already described. There are a number of
25 methods of transferring information from the transponder to the transceiver. In the preferred embodiment for the present invention, radio frequency propagation 180 in the range 10-15 MHZ is used for communication between the transceiver and transponder. This provides access to well-proven technology on a mass produced scale and a good data transfer rate. It will be appreciated that while one method is described for the
30 preferred embodiment of the present invention, many other methods will be equally

possible eg: infrared or laser signalling, inductive coupling, capacitive coupling, electrostatic methods, direct electrical connection and, for that matter, a simple device such as barcode and scanner could be utilised in variations on the present invention.

5 The previously described algorithm is executed on the apparatus controller 174, which in turn controls the dispensing mechanism which may in turn activate a valve 184 to control the reagent dispensation.

The transponder itself may be embodied in any one of a number of forms. It may simply include an authentication code to ensure it has been sourced from an authorised source or may also include one or more registers which store any manner
10 of information in relation to the apparatus. As indicated in the foregoing description, information on the use-by date of the current stock of reagents might be stored in order to ensure that once it has passed this expiry date it is prevented from being used. Further, such registers may be used to store the amount of reagent used to date and therefore to indicate how much reagent remains and therefore when the file is empty.

15 Further Applications

As already mentioned the present invention is applicable to scientific equipment in general. Another application in which such a device would be particularly useful is with disposable medical articles. One example is fibre optic strands used with a surgical laser system, where the fibres are inserted internally into the body. It will be
20 appreciated however that many similar applications exist and this application is only given by way of example.

Referring now to Figure 4, a surgical laser system is illustrated which is adapted for use with the present invention. The laser beam itself is initiated in the generator module 200 which is controlled by the control and display module 202. The laser beam
25 is channelled through a fibre optic strand 204 which is protected with an outer semi-rigid sheath. The internal positioning of the strand 204 within a patient 206 is controlled by a hand held controller 208 which adjusts both lateral and proximity positioning of the open end of the strand 204.

The strand 204 itself, as it is exposed to bodily fluids, must either be disposed of and replaced after every use, or thoroughly disinfected. Quality and safety demands necessitate that disposal is the preferred alternative.

5 As previously mentioned, it is preferable that where disposable components are to be used they be of dependable levels of quality and safety. To this end, the present invention provides a means of ensuring only components from authorised sources can be used with the surgical laser system.

10 As with applications in the chemical analyser previously described, an identifier is associated with each disposable component. In practice, an identifier is integrated into the connector 210 at the point where the strand is attached to the generator module 200.

Using the method previously described, the operation of the laser is conditional on the correct authorisation process being completed between an interrogator integrated in the generator module 200 and the identifier associated with the strand 204.

15 Another application might be where heart disease is investigated and treated with catheters that are inserted into the vascular system and directed into the heart. In many cases the catheters carry electrical conductors that allow the electrical events associated with cardiac contraction to be observed and recorded by equipment (for example an electrocardiograph). In some cases the catheters carry conductors or radio
20 frequency wave-guides that allow electromagnetic energy to be conveyed to the heart for treatment purposes. The present invention might be incorporated within the electrocardiograph or within a source of rf energy in order to inhibit the reuse of disposable catheters.

25 In the case of processing of tissue specimens in automated processors, a variety of fixative fluids and solvents are employed so that they can subsequently be transformed into microscopic slides. The present invention might be incorporated within the processor and the various fluid containers to control the use of non-proprietary solvents.

In a similar vein a variety of biological specimens, including tissue, blood, and other body fluids are applied to a glass substrate ("slide") and examined microscopically after the specimens have been stained. Various devices exist to stain the slides. In one application of the present invention the device could be incorporated within the automated stainer and the containers that store the stains to control the use of non-proprietary stains or reagents.

Patients with renal disease may be treated with extra-corporeal haemodialysis. Haemodialyser pump blood from the patient through a dialysis unit that removes waste products from the blood, after which the blood is returned to the patient. The dialysis units are frequently designed to be disposable, but in some cases have been cleaned and reused, with subsequent injury to the patients. The present invention could be incorporated within the haemodialyser to inhibit reuse.

CLAIMS:

1. An apparatus for preventing use of unauthorised disposable or consumable components and allowing use of authorised disposable or consumable components in conjunction with scientific apparatus comprising:

identification means associated with said authorised disposable or consumables, sensing means associated with said scientific apparatus, and

control means which inhibits the operation of said scientific apparatus unless said sensing means detects said identification means, said control means including storage means programmed with a stored program, and either said identification means or said control means includes one or more registers, said program when executed causes said control means to carry out the steps of:

- 1) establishing communication between said control means and said identification means and if this is not successfully completed, halting the program and returning a negative result;
- 2) interrogating one or more registers in said identification means or said control means and using the information contained therein to determine whether the component said identification means is associated with, is in an acceptable state for use with said scientific apparatus and if not, halting the program and returning a negative result;
- 3) otherwise halting the program and returning a positive result.

2. An apparatus as claimed in claim 2 wherein said program is executed every time said scientific apparatus is operated and wherein said control means will inhibit the operation of said scientific apparatus unless a positive result is returned from said program.

3. An apparatus as claimed in claims 1 or 2 wherein one or more said registers at least store information on the number or length of usage of said component.

- 12 -

4. An apparatus as claimed in any one of claims 1 to 3 wherein said identifier means comprises an interrogatable radio frequency identification device.

5. An apparatus as claimed in any one of claims 1 to 4 wherein said scientific apparatus comprises a chemical analyser and said disposable or consumable components comprise at least one reagent.

6. An apparatus as claimed in any one of claims 1 to 4 wherein said scientific apparatus comprises a medical laser system and said disposable components comprise optical fibres.

7. An apparatus as claimed in any one of claims 1 to 4 wherein said scientific apparatus comprise intra vascular diagnostic equipment adapted for internal diagnosis and treatment of a patient, and said disposable or consumable components comprise catheter means which in use conveys a portion of said vascular diagnostic equipment into the vascular cavity of said patient.

8. An apparatus as claimed in any one of claims 1 to 4 wherein said scientific apparatus comprise tissue processing equipment including slide means adapted to support said tissue in use and said disposable or consumable components comprise fixative fluids or solvents which in use fix the said tissue to said slide.

9. An apparatus as claimed in any one of claims 1 to 4 wherein said scientific apparatus comprise tissue analysing equipment including slide means adapted to support said tissue in use and said disposable or consumable components comprise slide staining means which are adapted to in use stain the said tissue.

10. An apparatus as claimed in any one of claims 1 to 4 wherein said scientific apparatus comprise haemodialysing equipment adapted to filter the blood of a patient and said disposable or consumable components comprise a dialysis unit including a

- 13 -

filter which in use removes waste products from said patient's blood which is circulated by said haemodialysing equipment.

11. A chemical analyser comprising:

5 a reagent dispenser including a reagent vial,
identification means associated with said reagent vial,
sensing means associated with said chemical analyser, and
control means which inhibits the operation of said chemical analyser unless said
sensing means detects said identification means.

12. A medical laser system for treating a patient comprising:

10 laser generating means,
optical means for conveying said laser from said laser generating means to said
patient,
15 identification means associated with said optical means,
sensing means associated with said medical laser system,
control means which inhibits the operation of said medical laser system unless
said sensing means detects said identification means.

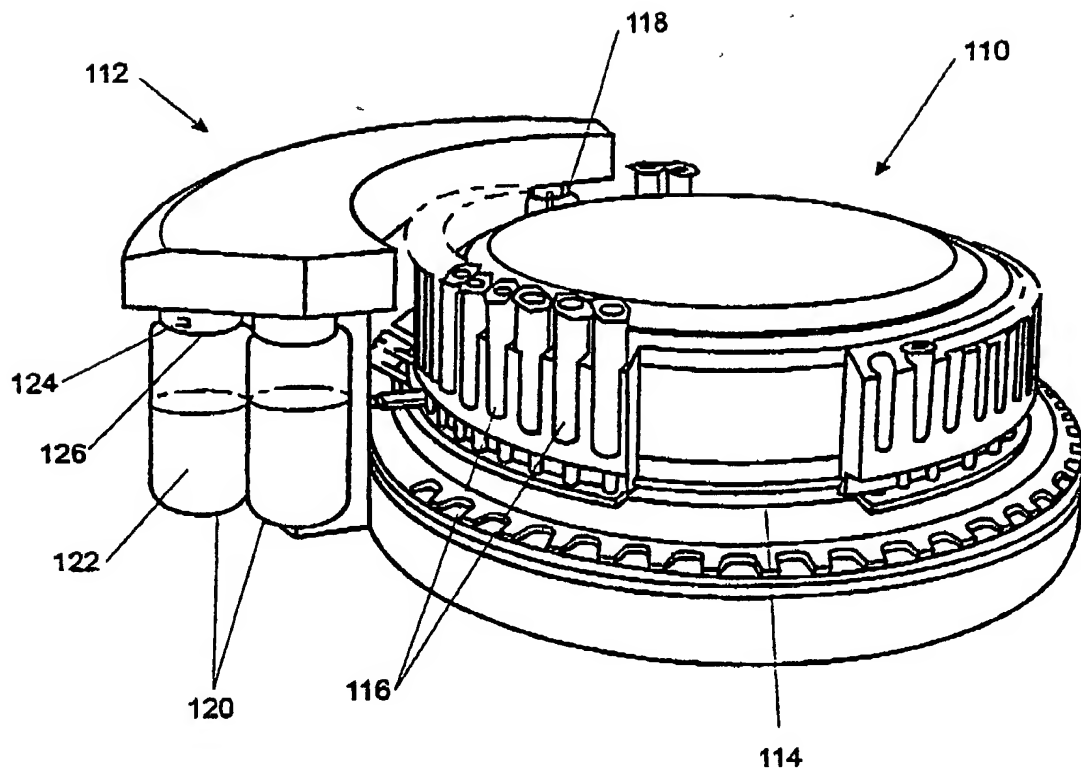
20 13. An apparatus for preventing use of unauthorised disposable or consumable
components and allowing the use of authorised disposable or consumable components
in conjunction with scientific apparatus as a chemical analyser substantially as herein
described with reference to and illustrated by the accompanying drawings.

25 14. A chemical analyser substantially as herein described with reference to and
illustrated by the accompanying drawings

15. A medical laser system substantially as herein described with reference to &
illustrated by the accompanying drawings

ABSTRACT

An apparatus for preventing the use of unauthorised disposable or consumable components (180) and allowing use of authorised disposable or consumable components (180) in conjunction with scientific apparatus (170, 174) where each authorised disposable or consumables has an associated transponder (178). If the apparatus does not sense an authorised transponder it will prevent its operation.

**FIGURE 1**

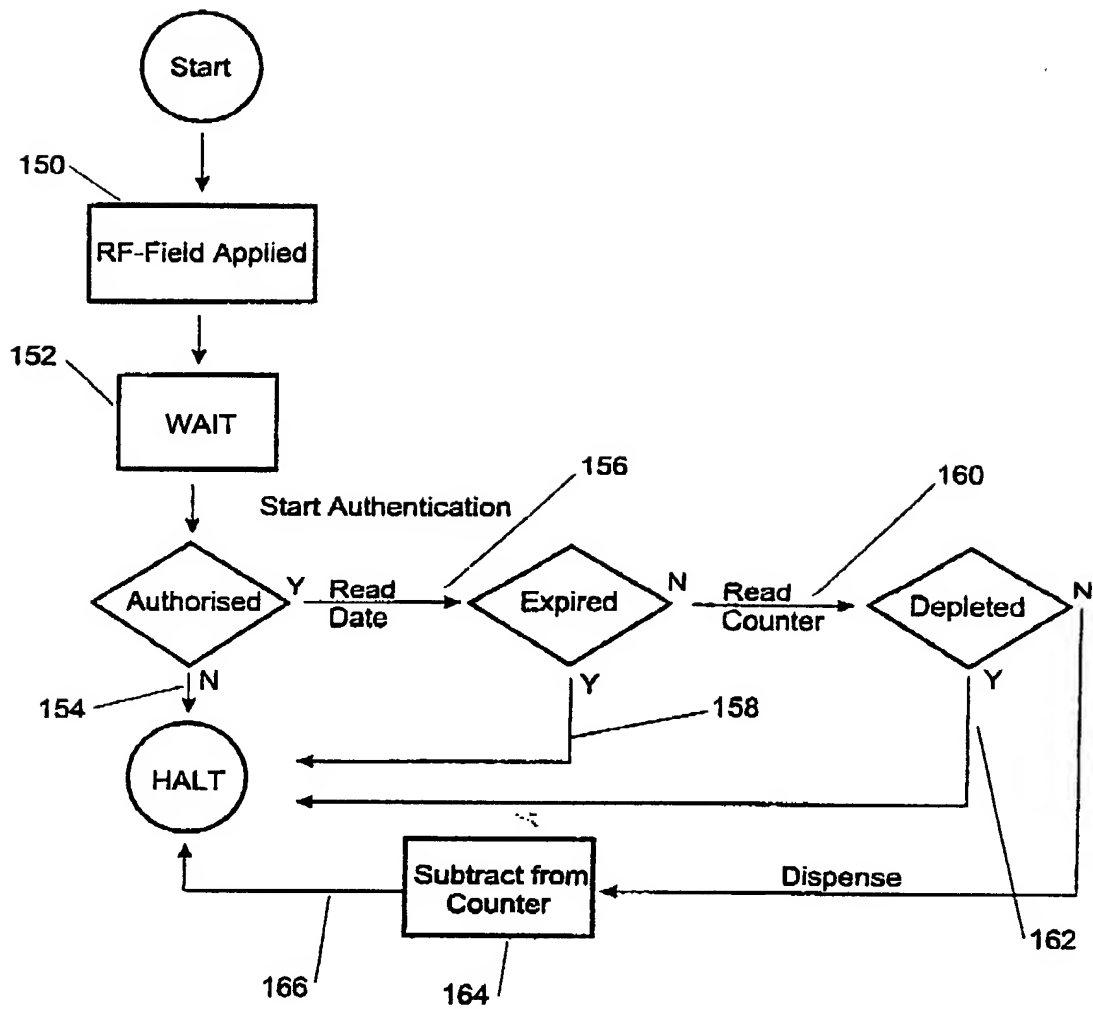


FIGURE 2

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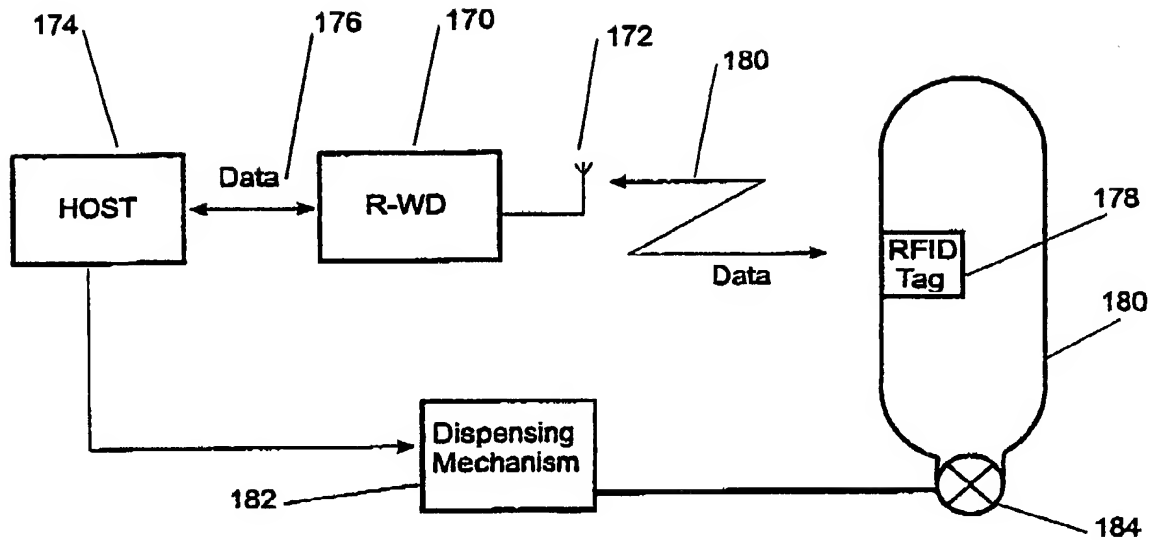


FIGURE 3

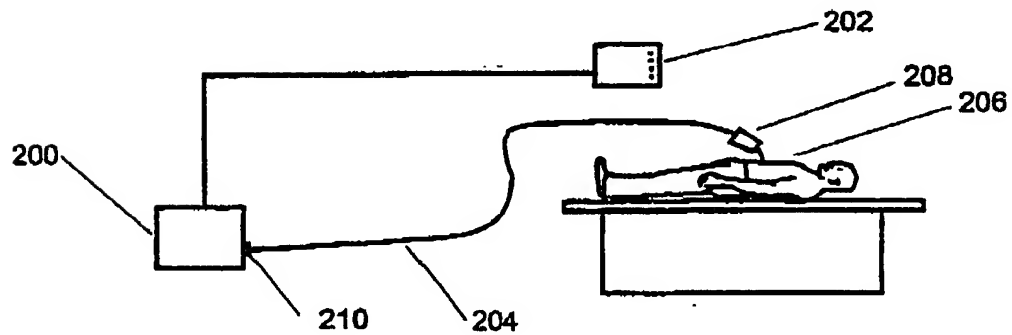


FIGURE 4

SUBSTITUTE SHEET (RULE 26)

DECLARATION
AND POWER OF ATTORNEY
U.S.A.

ALL PATENTS, INCLUDING DESIGN
FOR APPLICATION BASED ON PCT, PARIS CONVENTION,
NON PRIORITY, OR PROVISIONAL APPLICATIONS

FOR ATTORNEY'S USE ONLY
ATTORNEY'S DOCKET NO

As a below named inventor, I declare that my residence, post office address and citizenship are stated below next to my name, the information given herein is true, that I believe that I am the original, first and sole inventor (if only one name is listed at 201 below), or a first and joint inventor (if plural inventors are named below at 201-203, or on additional sheets attached hereto) of the subject matter which is claimed and for which patent is sought on the invention entitled

A DEVICE FOR INHIBITING USE OF NON-PROPRIETARY CONSUMABLES

which is described and claimed in ☒ PCT International PCT/IB00/01149 23/09/2000
☐ the attached specification ☐ the specification in application filed
(if applicable) and

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above
I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56
I hereby claim foreign priority benefits under Title 35, United States Code, §119 (a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed

Prior Foreign Application(s)

(Number)	(Country)	(Day/Month/Year Filed)	Priority Claimed
337387	New Zealand	23/09/1999	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
(Number)	(Country)	(Day/Month/Year Filed)	<input type="checkbox"/> Yes <input type="checkbox"/> No
(Number)	(Country)	(Day/Month/Year Filed)	<input type="checkbox"/> Yes <input type="checkbox"/> No

I hereby claim the benefit under Title 35, United States Code, §119(e) of any United States provisional application(s) listed below

Application No.	Filing Date	Application No.	Filing Date
-----------------	-------------	-----------------	-------------

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

(Application Serial No.)

(Filing Date)

(Status: patented, pending, abandoned)

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorneys (Registration No.) to prosecute this application, receive and act on instructions from my agent, and transact all business in the Patent and Trademark Office connected therewith. HARVEY B. JACOBSON JR. (20,851); DOUGLAS PRICE (24,514); JOHN CLARKE HOLMAN (22,769); MARVIN R. STERN (20,640); MICHAEL R. SLOBASKY (26,421); JONATHAN L. SCHERER (29,851); IRWIN M. AISENBERG (19,007); WILLIAM E. PLAYER (31,409)

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*Inventor(s) name must include at least one unabbreviated first or middle name.

	FULL NAME OF INVENTOR *	FAMILY NAME	GIVEN NAME	MIDDLE NAME
201	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP
	POST OFFICE ADDRESS	POST OFFICE ADDRESS	CITY	STATE OR COUNTRY
				ZIP CODE
202	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP
	POST OFFICE ADDRESS	POST OFFICE ADDRESS	CITY	STATE OR COUNTRY
				ZIP CODE
203	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP
	POST OFFICE ADDRESS	POST OFFICE ADDRESS	CITY	STATE OR COUNTRY
				ZIP CODE

I further declare that all statements made herein of my own knowledge are true and that all statement made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon

SIGNATURE OF INVENTOR 201 *	SIGNATURE OF INVENTOR 202 *	SIGNATURE OF INVENTOR 203 *
DATE	DATE	DATE

☐ Additional inventors are named on separately numbered sheets attached hereto.
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